



ATTORNEY'S DOCKET NO.: 2003080-0082 (SK-744-CON3)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Danishefsky *et al.*
Serial No.: 09/874,514
Filed: June 5, 2001
For: *Synthesis of Epothilones, Intermediates Thereto, Analogues and Uses Thereof*

Examiner: T. Solola
Group Art Unit: 1626

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, DC 20231

TECH CENTER 1600-2900

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Sir:

TRANSMITTAL

Enclosed please find the following documents regarding the above-referenced matter:

- 1) Amendment and Response to Restriction Requirement (13 pp.);
- 2) Petition for Extension of Time Under 37 CFR §1.136 (1 pg.);
- 3) Statement Filed Pursuant to the Duty of Disclosure
Under 37 CFR §§1.56, 1.97 and 1.98 (3 pp.);
- 4) Supplemental Information Disclosure Statement (1 pg.);
- 5) Cited Art (as indicated on the Statement Filed Pursuant to the Duty of
Disclosure);
- 6) Check in the amount of \$55.00; and
- 7) Return Postcard.

Please charge any fees or credit any overpayments to our Deposit Account No. 03-1721.

Respectfully submitted,

Karoline K. M. Shair
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Dated: January 28, 2002

I hereby certify that this correspondence is being
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on January 28, 2002

Karen E. Hays



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AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

In response to the Restriction Requirement mailed November 28, 2001, Applicants elect *Group II*, without traverse, and additionally request entrance of the following Amendments into the case. Additionally, Applicants respectfully request a one (1) month extension of time from December 28, 2001, up to and including January 28, 2002, to respond to the Restriction Requirement.

A) Response to Restriction Requirement:

In response to the Restriction Requirement mailed November 28, 2001, Applicants elect *Group II*, without traverse, directed to claims 1-8, 30-33, 45-58, drawn to compounds having thiazoline at position R", their composition and methods of use, classifiable in class 548, subclass 29+. As detailed below, Applicants have amended claim 30 to present specific *epoxide* thiazoline compounds, and have added new claims 60-96 directed to specific *epoxide* thiazoline compounds. Claims 1-29 and 31-59 are also cancelled with this response. Applicants respectfully submit that no new matter is presented with these amendments or additions; rather, newly added claims 60-96 include the subject matter of original claims 1-8, 30-33 and 45-58.

B) Amendments to the claims:

✓ ✓ 58
1) Please cancel claims 1-29 and 31-~~59~~.